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Total Number of Pages in This Submission

Application Number	10/674,553
Filing Date	09/30/2003
First Named Inventor	Erik J. van der Burg
Art Unit	3731
Examiner Name	Glenn K. Dawson
Attorney Docket Number	3791

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input checked="" type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Office Communication; and Return Postcard
<div>Remarks</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	BECK & TYSVER, P.L.L.C.		
Signature			
Printed name	Robert C. Beck		
Date		Reg. No.	28,184

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**TERMINAL DISCLAIMER UNDER 37 CFR § 1.321**

Applicant : van der Burg, et al.
App. No : 10/674,553
Filed : September 30, 2003
For : METHOD AND DEVICE FOR LEFT
ATRIAL APPENDAGE OCCLUSION
Examiner : Glenn K. Dawson
Art Unit : 3731

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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Assignee, ev3 Sunnyvale, Inc. ("Assignee"), hereby disclaims, except as provided below, the terminal part of any patent granted on the above-referenced application which would extend beyond the expiration date of the full statutory term of U.S. Patent No. 6,152,144, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the above-identified application and U.S. Patent No. 6,152,144 are co-owned. This agreement extends to any patent granted on the above-referenced application and shall be binding on its successors or assigns.

Assignee does not disclaim any terminal part of any patent granted on the above-referenced application prior to the earlier of the expiration date of the full statutory term of U.S. Patent No. 6,152,144, and that of any patent issuing on the above-identified application in the event that either one later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to expiration of its full statutory term, except for the separation of legal title stated above.

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In accordance with 37 C.F.R. § 3.73(b), Assignee represents that it is the owner of 100% percent interest in both the above-identified application and U.S. Patent No. 6,152,144 by virtue of at least one of the assignments recorded at Reel No. 013403, Frame No. 0477 and at Reel No. 010586, Frame No. 0684 by the Assignment Branch of the Patent and Trademark Office. The Assignee represents that, to the best of Assignee's knowledge and belief, title is in the Assignee seeking to take action.

Empowerment of Attorney

Pursuant to 37 C.F.R. 1.321(a) the undersigned attorney of record is empowered to act on behalf of the Assignee, by virtue of a Power of Attorney.

This Terminal Disclaimer is accompanied by the \$130 fee set forth in 37 C.F.R. § 1.20(d).

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR LLP



Sabing H. Lee

Registration No. 43,745

Attorney of Record

Customer No. 20,995

(949) 760-0404

Date: February 23, 2006



10/674,553

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Erik J. van der Burg et. al	Examiner:	Glenn K. Dawson
Serial No.:	10/674,553	Group Art Unit:	3731
Filing Date:	September 30, 2003	Docket No.:	3791
Title	Method and Device for Left Atrial Appendage Occlusion		

Date of Deposit: 9-25-07

I hereby certify that this paper is being deposited in the United States Postal Service, as first class mail, in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450

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Kindly contact the undersigned if there is an issue as to whether the Terminal Disclaimer is in proper form or not timely filed.

Respectfully submitted,
ATRITECH, INC.
By his/her attorneys:

Date: 9/25/07

Robert C. Beck
Registration No. 28,184
Beck & Tysver, P.L.L.C.
2900 Thomas Ave., #100
Minneapolis, MN 55416
Telephone: (612) 915-9635
Fax: (612) 915-9637